

Town of Stow Conservation Commission

Form W

Request for Waiver

Stow Wetlands Bylaw & Regulations

Date: April 5 2022

Name: Claudia Mueller Thomson

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Mailing Address: 9 Whelden Lane, Stow, MA 01775

Location of Work: Whelden Pond, rear of 9 Whelden Lane

Map & Parcel: R7 41A-4

Section 4.5 of the Stow Wetlands Regulations state that “strict compliance with any of these Regulations for the Bylaw may be waived when, in the opinion of the Commission, such action is in the public interest and is consistent with the intent and purpose of the Bylaw.”

Waiver(s) Requested:

We are requesting a waiver to the 35ft restriction to work in a wetland area.

Reason for Requesting Waiver(s)

Pond View Estates Condominium Trust proposes to perform limited berm repairs. These repairs would necessitate access of less than 35’.

The pond was originally constructed with a man-made earthen berm on the south side of the pond. This berm requires proposed, limited repairs to prevent leaks and maintain the existing conditions of the pond (the Project). The proposed project has no permanent impact on the wetland resource area.

Explanation of how the grant of the waiver is in the public interest and consistent with the intent and purposes of the Bylaw:

The project is designed to preserve the existing pond and associated wildlife habitat that is home to many wildlife species including beavers, river otters, fish, turtles, frogs and birds, including great blue heron, tree swallows, pileated woodpeckers and kingfishers. The pond is a benefit to the wildlife as well as the residents of Pond View Estates.